



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 8
999 18TH STREET - SUITE 500
DENVER, CO 80202-2466

DOCKET NO.: FIFRA-08-2004-0005

IN THE MATTER OF:)
)
FREMONT COUNTY WEED AND) **FINAL ORDER**
PEST CONTROL DISTRICT)
Fremont County Courthouse)
450 N. 2nd, Room 315)
Lander, WY 82520)
)
RESPONDENT

Pursuant to Section 22.18(a) of the United States Environmental Protection Agency's ("EPA"), *Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties, Issuance of Compliance or Corrective Action Orders, and Termination or Suspension of Permits* ("Consolidated Rules"), 40 C.F.R. §22,18(a), the respondent has elected the "Quick Resolution" of this matter by payment of the full penalty proposed in the complaint. Full payment of the \$4,400.00 proposed penalty has been received by the Agency.

The subject complaint does not seek a compliance or corrective action order, or Permit Action; and the proceeding is not subject to the public comment provisions of **§22.45 of the Consolidated Rules**; therefore, quick resolution is immediately available.

Full payment of the \$4,400.00 penalty proposed in a complaint shall only resolve respondent's liability for Federal civil penalties for the violations and facts alleged in the complaint.

Payment of the penalty shall not in any case affect the right of the Agency or the United States to pursue appropriate injunctive, or other equitable relief, or criminal sanctions for any violations of law.

Payment of the penalty shall constitute a waiver of respondent's right to contest the allegations and to appeal the final order.

This final order does not waive, extinguish, or otherwise affect respondent's obligation to comply with all applicable provisions of the Act and regulations promulgated thereunder.

This Final Order constitutes the final Agency action in this matter and is effective upon filing.

SO ORDERED this 23RD Day of June, 2004.

SIGNED
Alfred C. Smith, Regional Judicial Officer

**THIS DOCUMENT WAS FILED IN THE REGIONAL HEARING CLERK'S OFFICE
ON JUNE 23, 2004.**